

Electronically Recorded

Tarrant County Texas

Official Public Records

4/13/2010 7:40 AM

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PGS 4 \$28.00

Suzanne Henderson

Submitter: SIMPLIFILE

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

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Electronically Recorded
Chesapeake Operating, Inc.

CORRECTION OF OIL AND GAS LEASE (M-109942)

Reference is hereby made to that certain Paid-Up Oil and Gas Lease ("Subject Lease") by and between the undersigned Commissioner of the General Land Office of the State of Texas, as Lessor, and Dale Property Services, L.L.C., 3000 Alta Mesa Boulevard, Suite 300, Fort Worth, TX 76133, therein referred to as Lessee, recorded in the Real Property Records of Tarrant County, Texas on February 13, 2009, as Document No. D209040189.

WHEREAS, The Subject Lease has been included in the following conveyances:

Conveyance by and between Dale Property Services, L.L.C. as grantor and Chesapeake Exploration, L.L.C. as grantee, recorded as Document No. D20900101, Deed Records, Tarrant County, Texas.

Partial Assignment by and between Chesapeake Exploration, L.L.C. as assignor and Total E&P USA, Inc. as assignee, recorded as Document No. D210019134, Deed Records, Tarrant County, Texas.

Whereas the aforementioned grantees and assignees are collectively referred to as "Assignees."

WHEREAS, the legal description as provided in Exhibit "A" of the Subject Lease mistakenly described the following leased premises as:

15.489 acres of land, more or less, situated in the James Akers Survey, A-30 and Mahaly Lynch, A-953 Survey in Tarrant County, Texas. Said land also being the same lands described in the following deed, recorded in the deed records of Tarrant County, Texas; and

Whereas, Lessor and Assignees desire to execute this instrument in order to correct the aforementioned mistake;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Assignee do hereby correct and amend the Subject Lease by correcting the legal description thereon as follows:

15.489 acres of land, more or less, situated in the James Akers Survey, A-30 and Mahaly Lynch Survey, A-953 covering acreage to be leased in Tarrant

County, Texas, being part of the State Highway 183 and State Highway 26. Said land also being the same lands described in the following:

- 1. Deed dated July 16, 1936, from W.K. Melbourne, Mrs. Catherine Calloway joined herein by her husband M. Calloway to the State of Texas, recorded in Volume 1309, Page 219, Deed Records, Tarrant County, Texas.**
- 2. Deed dated September 2, 1938, from W.K. Melbourne, Mrs. Catherine Calloway, joined by her husband, M. Calloway to the State of Texas, acting through the State Highway Commission, recorded in Volume 1369, Page 618, Deed Records, Tarrant County, Texas.**
- 3. Deed dated April 17, 1933, from Mrs. W.O. Reeves, widow of W.O. Reeves to Tarrant County, recorded in Volume 1217, Page 483, Deed Records, Tarrant County, Texas.**
- 4. Deed dated April 17, 1933, from C.G. Melbourne and wife, Mary Melbourne to Tarrant County, recorded in Volume 1217, Page 484, Deed Records, Tarrant County, Texas.**
- 5. Deed dated November 1, 1938, from C.G. Melbourne and wife, Mary Melbourne to the State of Texas, acting through the State Highway Commission, recorded in Volume 1372, Page 244, Deed Records, Tarrant County, Texas.**
- 6. Commissioner's Court, Tarrant County, Texas, Regular Term Documentation dated February 10, 1888, recorded in Volume 5, Page 314 of Tarrant County Commissioner's Court book. Tarrant County creates the Fort Worth and Grapevine road which will connect the City of Fort Worth with the City of Grapevine. Said road is now known as Highway 26.**

FURTHERMORE, the Lessor does hereby grant, demise, lease and let unto Assignees the acreage as described above, as amended, subject to and in accordance with all of the terms and provisions of said Subject Lease.

It is understood and agreed by all parties hereto that in all other respects, said Subject Lease and the prior provisions thereto, shall remain in full force and effect and each of the undersigned does hereby ratify and confirm said Subject Lease as hereby amended.

This Correction of Lease shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, legal representatives, successors and assigns.

To facilitate execution, this instrument may be executed in as many counterparts as may be convenient or required. It shall not be necessary that the signature of all persons required to bind any party appear on each counterpart. All counterparts shall


collectively constitute a single instrument. It shall not be necessary in making proof of this instrument to produce or account for more than a single counterpart containing the respective signatures of, or on behalf of, each of the parties hereto. Any signature page to any counterpart may be detached from such counterpart without impairing the legal effect of the signatures thereon and thereafter attached to another counterpart identical thereto except having attached to it additional signature pages.


IN WITNESS WHEREOF, this instrument is dated and made effective as of the date of the Subject Lease as set forth above.

Executed this 3rd day of March, 2010, but for all purposes, to be effective as of the 3rd day of February 2009.

ASSIGNEE:

Chesapeake Exploration, L.L.C., successor by merger to Chesapeake Exploration Limited Partnership

By: 
Henry J. Hood, Senior Vice President
Land and Legal & General Counsel


M.R.
O'B

TOTAL E&P USA, INC., a Delaware corporation


By: 
Eric Bonnin, Vice President- Business Development and Strategy

ACKNOWLEDGMENTS

STATE OF OKLAHOMA §
 §
COUNTY OF OKLAHOMA §

This instrument was acknowledged before me on this 3rd day of March, 2010, by Henry J. Hood, as Senior Vice President - Land and Legal & General Counsel of Chesapeake Exploration, L.L.C., and successor by merger to Chesapeake Exploration Limited Partners, on behalf of said limited liability company.

Given under my hand and seal the day and year last above written.



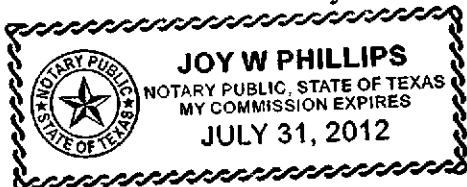
Notary Public, State of Oklahoma
Notary's name (printed):
Notary's commission expires:

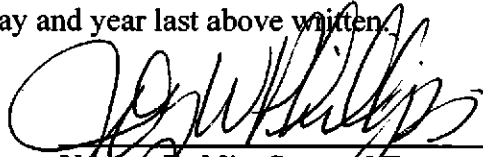


STATE OF TEXAS §
 §
COUNTY OF HARRIS §

The foregoing instrument was acknowledged before me this 5th day of April, 2010, by Eric Bonnin as Vice President – Business Development and Strategy of **TOTAL E&P USA, INC.**, a Delaware corporation, as the act and deed and behalf of such corporation.

Given under my hand and seal the day and year last above written.





Notary Public, State of Texas
Notary's name (printed):
Notary's commission expires:

PLEASE RETURN TO:
Peter Alcorn, Curative
Dale Property Services, L.L.C.
3000 Altamesa Blvd., Suite 300
Fort Worth, TX 76133